

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 14TH DECEMBER 2006 / 23RD AGRAHAYANA 1928

Bail Appl.No. 7408 of 2006()

CMP.4552/2006 of J.F.C.M..-III, NEYYATTINKARA
Crime No.56/06 of Thiruvananthapuram Excise Range
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PETITIONER/ACCUSED:

SUGATHAN, S/O.MRITHUNJAYA PANICKER,
ALUVILA VEEDU, KATTACHALKUZHI, VENGANOOR DESOM,
VENGANOOR VILLAGE, THIRUVANANTHAPURAM TALUK.

BY ADV. SRI.S.D.ASOKAN

RESPONDENTS: COMPLAINANTS:

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1. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.
 2. THE EXCISE INSPECTOR,
THIRUVANANTHAPURAM EXCISE RANGE,
THIRUVANANTHAPURAM.

BY PUBLIC PROSECUTOR SHRI. P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 14/12/2006, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

V. Ramkumar, J.
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B.A.No.7408 of 2006
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Dated this the 14th day of December, 2006.

ORDER

Petitioner, who is the accused in Crime no.56 of 2006 of Thiruvananthapuram Excise Range for offences punishable under Section 8(1) and (2) of the Abkari Act for allegedly having been found in possession of one liter of arrack on 24.11.2006 and who was arrested on the same day, seeks his enlargement on bail.

2. The learned Public Prosecutor opposed the application submitting inter alia that the petitioner is an accused in three other crimes involving similar offences.

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec. 41 A of the Abkari Act are present in this case so as to justify the release of the petitioners on bail.

This Application is accordingly dismissed.

V.RAMKUMAR,
JUDGE.

ess 14/12

